Order Type:

Findings Agreed Order

Findings Order Justification:

Three or more enforcement actions (NOVs, orders, etc.) over the prior five year period for the same violation(s).

Media:

PWS

Small Business:

No

Location(s) Where Violation(s) Occurred:

King Shell, 11907 East Sam Houston Parkway North near Houston, Harris County

Type of Operation:

Gas station with a public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: Yes, Docket No. 2015-0753-PWS-E

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: July 10, 2015

Comments Received: No

Penalty Information

Total Penalty Assessed: \$2,256

Amount Deferred for Expedited Settlement: \$0 Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$156
Total Due to General Revenue: \$2,100

Payment Plan: 21 payments of \$100 each

Supplemental Environmental Project ("SEP") Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Satisfactory Site/RN - Unclassified

Major Source: No

Statutory Limit Adjustment: \$67 Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: October 9, 2013 through October 11, 2013 and December

22, 2014

Date(s) of NOE(s): February 24, 2015

Violation Information

- 1. Failed to provide a thorough and up-to-date plant operations manual for operator review and reference [30 Tex. Admin. Code § 290.42(l)].
- 2. Failed to provide Facility records to Commission personnel at the time of the investigation [30 Tex. Admin. Code § 290.46(f)(2), (f)(3)(A)(i)(III), (f)(3)(A)(vi), and (f)(3)(A)(vi)].
- 3. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the Facility and its equipment [30 Tex. ADMIN. CODE § 290.46(m)].
- 4. Failed to conduct an annual inspection of the Facility's pressure tank [30 Tex. Admin. Code § 290.46(m)(1)(B)].
- 5. Failed to calibrate the Facility's well meter once every three years [30 Tex. Admin. Code § 290.46(s)(1)].
- 6. Failed to measure the free chlorine residual to a minimum accuracy of plus or minus 0.1 milligrams per liter ("mg/L") using methods approved by the Executive Director ("ED") [30 Tex. Admin. Code § 290.110(d)(1)].
- 7. Failed to monitor the disinfectant residual at representative locations throughout the distribution system at least once every seven days [30 Tex. Admin. Code § 290.110(c)(4)(A)].
- 8. Failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements [30 Tex. Admin. Code § 290.121(a) and (b)].
- 9. Failed to submit well completion data to the ED for review and approval prior to placing a public drinking water well into service [30 Tex. Admin. Code § 290.41(c)(3)(A)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

The Order will require the Respondent to:

- a. Within 10 days, begin monitoring the disinfectant residual at representative locations in the distribution system at least once every seven days.
- b. Within 30 days:
- i. Begin maintaining completed monthly water works operation records and maintenance records, including but not limited to: the amount of chemicals used each week, the amount of water treated each week, dates that storage tanks and other facilities were cleaned, and maintenance records for water system equipment and facilities;
- ii. Initiate good maintenance and housekeeping practices by removing the trash and debris from the room housing the hypochlorination solution container and pressure tank;
- iii. Conduct an annual inspection of the Facility's pressure tank;
- iv. Calibrate the well meter; and
- v. Begin maintaining an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that will be used to comply with the monitoring requirements.
- c. Within 45 days, submit written certification to demonstrate compliance with a. through b.
- d. Within 60 days:
- i. Begin maintaining an up-to-date and thorough plant operations manual for operator review and reference; and
- ii. Begin using a chlorine residual test kit that measures the free chlorine level in the water system to a minimum accuracy of 0.1 mg/L using methods approved by the ED;

- e. Within 75 days, submit written certification to demonstrate compliance with d.
- f. Within 180 days, submit well completion data for review and approval. Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning well completion data within 15 days after the date of such requests, or by any other deadline specified in writing.
- g. Within 195 days, submit written certification to demonstrate compliance with f.
- h. Within 270 days, obtain approval of the well completion data.
- i. Within 285 days, submit written certification to demonstrate compliance with h.

Litigation Information

Date Petition(s) Filed: N/A Date Answer(s) Filed: N/A SOAH Referral Date: N/A Hearing Date(s): N/A Settlement Date: N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Epifanio Villarreal, Enforcement Division, Enforcement Team 2, MC R-14, (361) 825-3425; Candy Garrett, Enforcement Division,

MC 219, (512) 239-1456

TCEQ SEP Coordinator: N/A

Respondent: Amandeep Sidhu, President, S.S.G. FUEL SERVICE, INC., 1418 Gears

Road, Houston, Texas 77067 **Respondent's Attorney:** N/A

Penalty Calculation Worksheet (PCW) Policy Revision 4 (April 2014) PCW Revision March 26, 2014 Assigned 3-Mar-2015 3-Mar-2015 Screening 3-Mar-2015 **PCW EPA Due** RESPONDENT/FACILITY INFORMATION Respondent S.S.G. FUEL SERVICE, INC. dba King Shell Reg. Ent. Ref. No. RN101268472 Facility/Site Region 12-Houston Major/Minor Source Minor CASE INFORMATION Enf./Case ID No. 50185 No. of Violations 9 Docket No. 2015-0345-PWS-E Order Type Findings Media Program(s) Public Water Supply Government/Non-Profit No Multi-Media Enf. Coordinator Epifanio Villarreal EC's Team Enforcement Team 2 \$50 Admin. Penalty \$ Limit Minimum Maximum \$1,000 Penalty Calculation Section TOTAL BASE PENALTY (Sum of violation base penalties) \$790 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage. 45.0% Enhancement Subtotals 2, 3, & 7 Compliance History \$355 Enhancement for one NOV with the same/similar violations and two Notes orders with a denial of liability. 0.0% Enhancement Culpability No Subtotal 4 \$0

The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments Subtotal 5

Enhancement recommended for recovery of avoided costs of compliance

for Violation Nos. 4, 5, and 7.

No deferral is recommended for Findings Orders.

0.0% Enhancement* Subtotal 6

Final Subtotal

Final Penalty Amount

Final Assessed Penalty

Reduction

Adjustment

Adjustment

Capped at the Total EB \$ Amount

91.2%

0.0%

\$0

\$0

\$1,145

\$1,044

\$2,189

\$2,256

\$2,256

\$0

Notes

Economic Benefit

Notes

DEFERRAL

Notes

PAYABLE PENALTY

Total EB Amounts

SUM OF SUBTOTALS 1-7

OTHER FACTORS AS JUSTICE MAY REQUIRE

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g.

Estimated Cost of Compliance

Reduces or enhances the Final Subtotal by the indicated percentage

STATUTORY LIMIT ADJUSTMENT

\$2,056

Screening Date 3-Mar-2015

Docket No. 2015-0345-PWS-E

PCW

Respondent S.S.G. FUEL SERVICE, INC. dba King Shell

Case ID No. 50185

Reg. Ent. Reference No. RN101268472

Media [Statute] Public Water Supply Enf. Coordinator Epifanio Villarreal

Policy Revision 4 (April 2014) PCW Revision March 26, 2014

Component	ory <i>Sit</i> e Enhancement (Subtotal 2) Number of	Enter Number Here	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	1	5%
	Other written NOVs	0	0%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	2	40%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission		0%
Judgments and Consent	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgments or consent decrees meeting criteria)	0	0%
Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government		0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)		0%
ndaris	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
	Ple	ease Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
· · · · · · · · · · · · · · · · · · ·	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
	Adjustment Per	rcentage (Sub	total 2)
eat Violator (No		rcentage (Sub	total 3)
pliance Histo	ory Person Classification (Subtotal 7)		,
Satisfactory		rcentage (Sub	total 7)
	pry Summary	comage (Sub	ui / /
huance uist	n y Jummar y		
Compliance History	Enhancement for one NOV with the same/similar violations and two orders wit liability.	h a denial of	

Screening Dat		PCW
Kesponder Case ID N	nt S.S.G. FUEL SERVICE, INC. dba King Shell D. 50185	Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Reference N	p. RN101268472	
Media [Statute	Public Water Supply Fepifanio Villarreal	
Violation Numb		
Rule Cite(30 Tex. Admin, Code § 290.42(I)	
Violation Description	Failed to provide a thorough and up-to-date plant operations manual for operations manual for operations manual was incomplete needed to be updated.	
	Base Pen	alty \$1,000
>> Environmental, Prop	erty and Human Health Matrix	
Relea	Harm	
OR Acti	al EEE EEE EEE EEE EEE EEE EEE EEE EEE E	-
Potent	Percent 0.0%	
>>Programmatic Matrix		,
Falsificatio	n Major Moderate Minor X Percent 1.0%	
Matrix	At least 70% of the rule requirement was met.	
Notes		
	Adjustment	990
		\$10
1. 1		
Violation Events		
Number	of Violation Events 71 Number of violation days	W07W00714141
•	dally	
	weekly	
mark only on with an x	quarterly Violation Base Pen	alty \$10
	semiannual annual annual	
	single event x	
	One single event is recommended.	
Good Faith Efforts to Co	mply 0.0% Reduc	tion \$0
	Extraordinary	
	Ordinary (mark with x)	***************************************
	The Respondent does not meet the good faith criteria for	where the second
	Notes the Respondent does not need the good fath chiefla for	
	Violation Subt	otal \$10
Economic Benefit (EB) f		
Estim	ated EB Amount \$5 Violation Final Penalty To	
	This violation Final Assessed Penalty (adjusted for lim	its) \$50

	E	conomic	Benefit	Wo	rksheet		
Respondent	papapapanaappopaaappanaa	****************	:aaaaaaaaaaaaaaaaaaaaaaaaaa		***************************************		******************
Case ID No.	50185		_				
ea. Ent. Reference No.	RN101268472						
	Public Water S						Years of
Violation No.						Percent Interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
			i i iliai Dete	113	Anterest Javen	Onetime Costs	LO ANIOUN
Item Description	No commas or \$						
Delaved Costs							
Delayeu Costs Equipment	r	T	1	0.00	\$0	\$0	\$0
Buildings		 		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)		1		0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	ii/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	11/ā	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	11/8	\$0
Other (as needed)	\$50	9-Oct-2013	1-Dec-2015	2.15	\$5	n/a	\$5
Notes for DELAYED costs Avoided Costs	the	date the violatio	n was originally	docume	ented to the estim	perations manual, co ated date of complic for one-time avoice	ance.
Disposal	T. T		I COSES DETOTE		ia irciii / cvechr	ioi one mine aron	tod racte)
Personnel		II			\$0	\$0	
reisonnei				0,00	\$0 \$0	\$0 \$0	### 180 style="background-color: 150;"/> #### 180 style="background-color: 150;"/> ####################################
				0.00		\$0 \$0 \$0	\$0
				0.00	\$0	\$0	\$0 \$0
spection/Reporting/Sampling				0.00 0.00 0.00	\$0 \$0	\$0 \$0	\$0 \$0 \$0
spection/Reporting/Sampling Supplies/Equipment				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2]				0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date	999999999999999999999999999999999	PCW
		Policy Revision 4 (April 2014)
Case ID No.		PCW Revision March 26, 2014
Reg. Ent. Reference No.		
Media [Statute]		
Enf. Coordinator		
Violation Number		
Rule Cite(s)	30 Tex. Admin. Code § 290.46(f)(2), $(f)(3)(A)(i)(III)$, $(f)(3)(A)(ii)(III)$, $(f)(3)(A)(and (f)(3)(A)(vi)$	V),
	Failed to provide Facility records to Commission personnel at the time of the	
Violation Description	investigation. Specifically, it was documented that there were no monthly operat records for the following records: the amount of chemicals used each week, amount of water treated each week, dates that storage tanks and other facilities were cleaned, and dates that maintenance activities were performed on equipment of the contract o	unt
	facilities.	
	Base Pena	alty \$1,000
>> Environmental, Prope	ty and Human Health Matrix	
Release	Harm Major Moderate Minor	
OR Actual		
Potential	Percent 0.0%	
>>Programmatic Matrix		
Falsification	Major Moderate Minor	
<u>L</u>	Percent 1.0%	
Matrix	At least 70% of the rule requirements were met.	
Notes Notes		1 . 1.
	Adjustment \$	990
		\$10
Violation Events		
Number of	/iolation Events 1 Number of violation days	
	daily <u>daily</u>	
	weekly <u>FIREMENT OF</u>	
mark only one	quarterly Violation Base Pena	ılty \$10
with an x	semiannual Halling Hall	710
	annual IIII III III III III III III III III	
	single event Hill X W.	
	One single event is recommended.	
L. L		
Good Faith Efforts to Com		ion \$0
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer	
	Extraordinary	
	Ordinary	
	N/A x m (mark with x)	
	Notes The Respondent does not meet the good faith criteria for	
	this violation.	
	Violation Subto	tal\$10
Economic Benefit (EB) for	this violation Statutory Limit Test	
Estimat	ed EB Amount \$19 Violation Final Penalty To	tal \$28
	This violation Final Assessed Penalty (adjusted for limit	ts) \$50
	, , , , , , , , , , , , , , , , , , , ,	т

	E	conomic	Benefit	Wo	rksheet		
Respondent	S.S.G. FUEL S	ERVICE, INC. dba	Kina Shell	155156666661 (0.000)			***************************************
Case ID No.							
Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		Jappiy				Percent Interest	Depreciation
Violation No.	4						************************
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$180	9-Oct-2013	1-Nov-2015	2.06	\$19	n/a	\$19
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal		4		0.00	\$0	n/a	\$0
Permit Costs Other (as needed)		-		0.00	\$0 \$0	n/a n/a	\$0 \$0
Notes for DELAYED costs					as originally docum	records (\$45 per re nented to the estima	
Avoided Costs	ANNUAL	IZE [1] avoided	costs before	enterii	na item (except	for one-time avoi	ded costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
N. L. C. AVOTDED							er a filika 📗
Notes for AVOIDED costs							

Screening Date		PCW
	S.S.G. FUEL SERVICE, INC. dba King Shell	Policy Revision 4 (April 2014)
Case ID No.		PCW Revision March 26, 2014
Reg. Ent. Reference No.		
Media [Statute]		***************************************
Enf. Coordinator		
Violation Number Rule Cite(s)		
Rule Cite(s)	30 Tex. Admin. Code § 290.46(m)	-
Violation Description	Failed to initiate maintenance and housekeeping practices to ensure the goo working condition and general appearance of the Facility and its equipment Specifically, it was documented that there was trash and other debris in the ro housing the hypochlorination solution container and pressure tank, located in back (west side) of the store building.	pom
	Base Pei	nalty \$1,000
>> Environmental Prone	rty and Human Health Matrix	
-	Harm	
Release	Major Moderate Minor	
OR Actual		
Potential	x Percent 3.0%	
>>Programmatic Matrix		
Falsification	Major Moderate Minor	
10,000 0000	Percent 0.0%	
	maintain the good working condition and general appearance of the Facility and it	
Notes II	could result in customers of the Facility being exposed to an insignificant amount aminants which would not exceed levels that are protective of human health	OT
Conc	animality which would not exceed levels that are protective of hamair health	
	Adjustment	\$970
		\$30
Violation Events		
Number of I	Violation Syants	
Number of	Violation Events 1 71 Number of violation days	
	dally	
	weekly	
mark only one	monthly	
with an x	quarterly Violation Base Per	nalty \$30
	semiannual	
	single event x	o)
	One single event is recommended.	
Good Faith Efforts to Com	ply 0.0% Redu	rtion \$0
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer	70
	Extraordinary Carrier Control of the	
	Ordinary Charles Charl	
	N/A (mark with x)	
	The Respondent does not meet the good faith criteria for	
	Notes this violation.	
	Violation Subl	total \$30
Economic Benefit (EB) for	this violation Statutory Limit Tes	t
Estimat	ed EB Amount \$15 Violation Final Penalty T	otal \$83
	· ·	
	This violation Final Assessed Penalty (adjusted for lin	nits) \$83

	E	conomic	Benefit	Wo	rksheet		
Respondent	S.S.G. FUEL S	ERVICE, INC. dba	Kina Shell	100000000000000000000000000000000000000			
Case ID No.		,	3				
Reg. Ent. Reference No.		•					
— — — — — — — — — — — — — — — — — — —	Public Water S						Years of
Violation No.		ouppiy				Percent Interest	Depreciation
Violation No.	3						************
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						

Delayed Costs							
Equipment		7		0.00	\$0	\$0	\$0
Buildings		-		0.00	\$0	\$0	\$0
Other (as needed)	\$100	9-Oct-2013	1-Nov-2015	2.06	\$1	\$14	\$15
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal			and the second	0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs Avoided Costs	the hypoch	nlorination solutior original	container and y documented	pressur to the e	re tank, calculated estimated date of c	nd debris in the roo from the date the value of the compliance.	violation was
en an	ANNUAL	TEE [1] avoided	COSES DETUTE			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
Disposal Personnel		-		0.00	\$0 \$0	\$0 \$0	\$0 ¢0
Personnel nspection/Reporting/Sampling				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Supplies/Equipment				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Financial Assurance [2]		1		0.00	\$0	\$0 \$0	\$0 \$0
ONE-TIME avoided costs [3]		1		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs				1. 3.33			
							.:· :
	parameter	***************************************					

Screening Date	***************************************	o. 2015-0345-PWS-E	PCW
Respondent Case ID No.	S.S.G. FUEL SERVICE, INC. dba King Shell		y Revision 4 (April 2014)
Reg. Ent. Reference No.		PCW	Revision March 26, 2014
Media [Statute] Enf. Coordinator			,
Violation Number	4		
Rule Cite(s)	4 : 1		7
Rule Cite(s)	30 Tex. Admin. Code § 290.4	ł6(m)(1)(B)	411
Violation Description			777
Violation Description	Failed to conduct an annual inspection of th	le racility's pressure tank.	
		Page Denaity	e1 000
·		Base Penalty	\$1,000
>> Environmental, Proper	ty and Human Health Matrix		
	Harm		
Release	Major Moderate Minor		
OR Actual			
Potential	X ··· i	Percent 15.0%	
> > D			
>>Programmatic Matrix Falsification	Major Moderate Minor		
Taisiicacion	Prajor Proderace Printor	Percent 0.0%	
<u> </u>		- Creene	
Failure to per	form an inspection of the pressure tank could result	in non-detection of a tank defect	1
Maurix that causes	loss of tank integrity which could expose customers	s of the Facility to contaminants	
Notes	which would exceed levels that are protective of		
<u> </u>			
	I	Adjustment \$850	1

·			\$150
Violation Events			
Violation Events			
Number of \	iolation Events 71	Number of violation days	
	daily		the second
***************************************	weekly		
mark only one	monthly		
with an x	quarterly	Violation Base Penalty	\$150
*	semiannual		
	annual x		
***************************************	single event		
		Bandid Con 100 C.	1
	One annual event is recommende		
Line in the second seco			4
Good Faith Efforts to Com		Reduction	\$0
	Before NOE/NOV NOE/NOV to EDPRP/Settle	ment Offer	
	Extraordinary		- 4
	Ordinary		
	N/A (mark with x)		
	The Respondent does not meet the	good faith criteria for	
	Notes this violation.	~	
minimi.		Walantan Cale	1150
The state of the s		Violation Subtotal	\$150
Economic Benefit (EB) for	this violation	Statutory Limit Test	
	MIN TIMENAL	Arasasas I rimur 1 est	
Estimate	d EB Amount \$48	Violation Final Penalty Total	\$416
	This violation Final Assessed	d Penalty (adjusted for limits)	\$416

		conomic	Danafik	14/~	rkchoot		
	5444666644466664666666666	14		VVO	rksneet		
Respondent Case ID No.	8	ERVICE, INC. dba	King Shell				
.Case 1D No. eg. Ent. Reference No.	8						
	Public Water S						Years of
Violation No.	8.	ьирріу				Percent Interest	Depreciation
Violation No.	4					= 0	***********
						5.0	1.
		Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs				0.00	\$0	40	+0
Equipment Buildings		ļ		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)		h		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Engineering/Construction		 		0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	rVa	\$0
Remediation/Disposal	pH-11-1 :: : : .			0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)		11		0.00	\$0	n/a	
		diametrica de la constanta de		10.00	География	100 1	\$0
				11.0.00	<u> </u>	<u> </u>	50
Notes for DELAYED costs				1.0.00	<u> </u>		<u> </u>
				1 0.00		11/9	\$0
Notes for DELAYED costs	ANNUA						
Notes for DELAYED costs Avoided Costs	ANNUAL	IZE [1] avoided	costs before	enterii	ng item (except)	for one-time avoic	ded costs)
Notes for DELAYED costs Avoided Costs Disposal	ANNUAL	IZE [1] avoided	costs before	enterir 0.00	ng item (except i	for one-time avoid \$0	ded costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel	ANNUAL	IZE [1] avoided	costs before	enterii 0.00 0.00	ng item (except) \$0 \$0	For one-time avoid \$0 \$0	ded costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Ispection/Reporting/Sampling	ANNUAL	IZE [1] avoided	costs before	enterir 0.00 0.00 0.00	ng item (except) \$0 \$0 \$0 \$0	For one-time avoid \$0 \$0 \$0	ded costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel aspection/Reporting/Sampling Supplies/Equipment	ANNUAL	IZE [1] avoided	costs before	enterii 0.00 0.00 0.00 0.00	ng item (except)	for one-time avoid \$0 \$0 \$0 \$0 \$0	ded costs) \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	ANNUAL S41	IZE [1] avoided	costs before	enterir 0.00 0.00 0.00	ng item (except) \$0 \$0 \$0 \$0	For one-time avoid \$0 \$0 \$0	ded costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2]				enterii 0.00 0.00 0.00 0.00	ng item (except) \$0 \$0 \$0 \$0 \$0 \$0 \$0	or one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$41	9-Oct-2012	3-Mar-2015	0.00 0.00 0.00 0.00 0.00 0.00 0.00 3.32 0.00	s0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or one-time avoid \$0 \$0 \$0 \$0 \$0 \$41 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$48 \$0
Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$41 The avoid	9-Oct-2012 ded cost includes	3-Mar-2015 the estimated a	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0	s0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$7 \$0	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$41 \$0 hual pressure tank i	\$0 \$0 \$0 \$0 \$0 \$0 \$48 \$0
Avoided Costs Avoided Costs Disposal Personnel respection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$41 The avoid	9-Oct-2012 ded cost includes	3-Mar-2015 the estimated a	0.00 0.00 0.00 0.00 0.00 0.00 0.00 3.32 0.00 mount te the	so \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	or one-time avoid \$0 \$0 \$0 \$0 \$0 \$41 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$48 \$0
Avoided Costs Avoided Costs Disposal Personnel Spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$41 The avoid	9-Oct-2012 ded cost includes	3-Mar-2015 the estimated a	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0	so \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$41 \$0 hual pressure tank i	\$0 \$0 \$0 \$0 \$0 \$0 \$48 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$41 The avoid	9-Oct-2012 ded cost includes	3-Mar-2015 the estimated a	0.00 0.00 0.00 0.00 0.00 0.00 0.00 3.32 0.00 mount te the	so \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$41 \$0 hual pressure tank i	\$0 \$0 \$0 \$0 \$0 \$0 \$48 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$41 The avoid	9-Oct-2012 ded cost includes	3-Mar-2015 the estimated a	0.00 0.00 0.00 0.00 0.00 0.00 0.00 3.32 0.00 mount te the	so \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$41 \$0 hual pressure tank i	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$48 \$0

Screening Date		Docket No. 2		PCW
	S.S.G. FUEL SERVICE, INC. dba	King Shell		cy Revision 4 (April 2014)
Case ID No. Reg. Ent. Reference No.			PCW	Revision March 26, 2014
Media [Statute]				
Enf. Coordinator				
Violation Number				,
Rule Cite(s)	20 Toy	Admin Codo 5 300 46/	-V1V	1
	30 Tex.	Admin. Code § 290.46(S)(1)	
	est Communication (Communication Communication Communicati			
Violation Description	Failed to calibrate the	Facility's well meter once	e every three years.	
and the state of t				
				_
				- +4 000
			Base Penalty	\$1,000
>> Environmental, Prope	rty and Human Health M	atrix		
	Harm			
Release		Minor		
OR Actual Potential			Percent 3.0%	
Poteritia	<u> </u>	XP	Percent 3.0%	***************************************
>>Programmatic Matrix				and the same of th
Falsification	Major Moderate	Minor		-
		P	Percent 0.0%	
				7
	ive the well meter properly calibr			***************************************
Notes usage and pr	oduction data which could expose of contaminants that would not ex			· · · · · · · · · · · · · · · · · · ·
	r contaminantes chae would not c.	**CCCG ICVEIS Protective o	n Human (Icalci).	_
		Adiu	stment \$970	วา

*				\$30
Violation Events				
TIVICUVII ETCITIS				
Number of '	Violation Events 1	71 N	lumber of violation days	***************************************
			•	·
	daily			
	weekly			OPPRIESS OF THE PRIESE OF THE
mark only one	monthly quarterly		Violation Base Penalty	\$30
with an x	semiannual		riolation base i chart	700
	annual			
	single event	4		
				-1
	Oss sinals su	ent is recommended.		ATTACAS ATTACA
	One single eve	and is recommended.		
<u>L </u>				4
Good Faith Efforts to Com	ply 0.0%		Reduction	\$0
		DE/NOV to EDPRP/Settlement	Offer	
	Extraordinary			
	Ordinary			
	N/A <u>x</u> (m	ark with x)		
	Notes The Responden	t does not meet the goo	d faith criteria for	
	Notes	this violation.		
	L.			
			Violation Subtota	\$30
* * * * * *		_		
Economic Benefit (EB) for	this violation	5	Statutory Limit Test	
Estimat	ed EB Amount	\$39 Vi	olation Final Penalty Tota	\$83
		-	•	
	This violat	ion Final Assessed Pe	nalty (adjusted for limits)	\$83

RN101268472 Public Water S 5						
					Percent Interest	Years of Depreciation
					5.0	15
item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
No commas or \$						
			diameter en en en en			
	,,	_	n			
						\$0
						\$0
						\$0
	<u> </u>					\$0
	<u> </u>					<u>\$0</u>
	 					\$0
	-					<u>\$0</u>
	 					\$0
	 	L	8 ().(B)			
	J		0.00	\$0	n/a n/3	\$0 \$0
	!				· · · · · · · · · · · · · · · · · · ·	
	IZE [1] avoided	costs before	0.00	\$0 	n/a	\$0
	IZE [1] avoided	costs before	0.00 enterio	\$0 ng item (except	n/a for one-time avoid	\$0
	IZE [1] avoided	costs before	0.00 enterir 0.00	\$0 ig item (except \$0	n/a for one-time avoid	\$0 led costs) \$0
	IZE [1] avoided	costs before	0.00 enterii 0.00 0.00	\$0 ng item (except	n/a for one-time avoid \$0 \$0	\$0
	IZE [1] avoided	costs before	0.00 enterir 0.00	\$0 ng item (except \$0 \$0	for one-time avoid \$0 \$0 \$0	\$0 led costs) \$0 \$0 \$0
	IZE [1] avoided	costs before	enterio 0.00 0.00 0.00	\$0 ng item (except \$0 \$0 \$0	n/a for one-time avoid \$0 \$0	\$0 ded costs) \$0 \$0
	IZE [1] avoided	costs before	enteria 0.00 0.00 0.00 0.00	\$0 ng item (except	for one-time avoid \$0 \$0 \$0 \$0 \$0	\$0 led costs) \$0 \$0 \$0 \$0
				0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	0.00	0.00 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$

Respor		Doc RVICE, INC. dba King Shell	ket No. 2015-0345-PWS-E	PCW Policy Revision 4 (April 2014)
Reg. Ent. Referenc Media [Sta	D No. 50185 te No. RN101268472 tute] Public Water Sunator Epifanio Villarre			PCW Revision March 26, 2014
Violation N	umber 6			
Rule	Cite(s)	30 Tex. Admin. Cod	e § 290.110(d)(1)	
Violation Desc	rintion 0.1 milligrams	per liter ("mg/L") using met	I to a minimum accuracy of plus or hods approved by the Executive Di a proper N,N-diethyl-p-phenylened ing the weekly residual.	irector.
	- NC-100-100-100-100-100-100-100-100-100-10	:	Base P	Penalty \$1,000
>> Environmental, I	Branarks and Use	an Haalth Matrix		
	erokonineke ns onorekenineken so n est i on en erestistin er en ontrolokule	Harm		
OR	telease Major Actual	Moderate Minor		
P	otential x		Percent 15.0%	
>>Programmatic Ma	atrix			
Falsif	ication Major	Moderate Minor	Percent 0.0%	
			Percent 0.070	
Matrix II	lisinfectant chlorine resi		s the Facility from accurately meas stomers of the Facility being expos otective of human health.	11
<u> </u>			Adjustment	\$850
			Aujustineitt	
	200000000000000000000000000000000000000			\$150
Violation Events				
Num	nber of Violation Events	3	71 Number of violation day	/S
	daily weekly monthly only one quarterly	X	Violation Base P	enalty \$450
WILI	semiannual annual single event			
Three		commended from the date o to the date of screening, Ma	f the record review, December 22, rch 3, 2015.	2014,
Good Faith Efforts to		0.0%		duction \$0
	Extraordinary	efore NOE/NOV NOE/NOV to EDI	PRP/Settlement Offer	
The state of the s	Ordinary			
	N/A	X (mark with x)		
	Notes		neet the good faith criteria for iolation.	
			Violation Su	ibtotal \$450
Economic Benefit (E	B) for this violation	on	Statutory Limit To	est
E	stimated EB Amount	\$12	Violation Final Penalty	/ Total \$1,247
			ssessed Penalty (adjusted for I	
		ima viviativii Filidi A	ssessed i charry (adjusted for i	31,247

	E	conomic I	Benefit	Wo	rksheet		
Case ID No.	50185	ERVICE, INC. dba	King Shell				
Reg. Ent. Reference No. Media	RN101268472 Public Water S					Percent Interest	Years of
Violation No.	6			******			Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs							
Equipment	\$75	9-Oct-2013	1-Dec-2015	2.15	\$1	\$11	\$12
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System		<u> </u>		0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal		ļ		0.00	\$0 \$0	n/a	\$0
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	\$0 \$0
Notes for DELAYED costs		doc	umented to the	e estim	ated date of comp		
Avoided Costs	ANNUAL	IZE [1] avoided	costs before	******		for one-time avoid	led costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)		11		0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$75			TOTAL		\$12

Respon	L L	PCW Revision 4 (April 2014) evision March 26, 2014
Reg. Ent. Reference Media [Stat Enf. Coordir	e No. RN101268472 tute] Public Water Supply nator Epifanio Villarreal	evision march 20, 2014
Violation Nu Rule C	<u> </u>	
Violation Descr	Failed to monitor the disinfectant residual at representative locations throughout the	
	Base Penalty[\$1,000
a saabii kana a aa aa ah	roperty and Human Health Matrix Harm Blease Major Moderate Minor	ecteriories de la constance de
Po	Actual Percent 5.0%	
>>Programmatic Ma	cation Major Moderate Minor	***************************************
	Percent 0.0%	
Wiatriv II	e to monitor the disinfectant residual once every seven days could expose customers of the to a significant amount of bacteriological contamination which would not exceed levels that are protective of human health.	
	Adjustment \$950	Mercent.
	·	\$50
Violation Events		
Num	ber of Violation Events 1 Number of violation days	
mark or with a		\$50
One q	uarterly event is recommended from the date of the record review, December 22, 2014, to the date of screening, March 3, 2015.	
Good Faith Efforts to	Comply 0.0% Reduction Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer	\$0
	Extraordinary Ordinary	
	N/All x <u>jl(mark with x)</u> The Respondent does not meet the good faith criteria for this violation.	
	Violation Subtotal	\$50
Economic Benefit (El	3) for this violation Statutory Limit Test	
Es	stimated EB Amount \$957 Violation Final Penalty Total	\$139
	This violation Final Assessed Penalty (adjusted for limits)	\$139

	E	conomic	Benefit	Wo	rksheet		
Respondent	S.S.G. FUEL S	SERVICE, INC. dba	King Shell				89938888998888888888
Case ID No.	50185						
Reg. Ent. Reference No.	RN101268472	2					
Media	Public Water 9	Supply				n	Years of
Violation No.	7					Percent Interest	Depreciation
						5,0	15
	Thoma Cock	Date Required	Final Date	V	Interest Cause	Onetime Costs	EB Amount
			rinai Date	115	merest saveu	Onetime Costs	ED MINUUIL
Item Description	I No commas or \$						
Delayed Costs	·				(
Equipment		<u> </u>		0.00	\$0	\$0	\$0
Buildings		 		0.00	\$0	\$0	\$0
Other (as needed)	<u> </u>			0.00	\$0 \$0	\$0 \$0	\$0 \$0
Engineering/Construction Land				0.00	\$0 \$0	n/a	\$0 \$0
Record Keeping System		-		0.00	\$0	11/e 11/a	\$0 \$0
Training/Sampling		 		0.00	\$0 \$0	11/a	\$0 \$0
Remediation/Disposal		1		0.00	\$0	n/a	\$0
Permit Costs		 		0.00	\$0	n/a	\$0 \$0
						.Bossesson and the contract of	
Other (as needed)				0.00	\$0	n/a	\$0
Other (as needed)		<u> </u>		0.00	<u> \$0 </u>	n/a	\$0
				0.00	l \$0	n/a	\$0
Other (as needed) Notes for DELAYED costs][0.00	\$0	n/a	\$0
][0.00	\$0	n/a	\$0
Notes for DELAYED costs	ANNUAL	IZE [1] avoided	costs before				
Notes for DELAYED costs Avoided Costs	ANNUAL	IZE [1] avoided	costs before	enterii	ng item (except	for one-time avoi	led costs)
Notes for DELAYED costs	ANNUAL	IZE [1] avoided	costs before				
Notes for DELAYED costs Avoided Costs Disposal Personnel	ANNUAL \$520	IZE [1] avoided	costs before	enterii 0.00	ng item (except	for one-time avoid	ded costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel				enteri 0.00 0.00	ng item (except \$0 \$0	for one-time avoid	ded costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling				enterii 0.00 0.00 1.75	ng item (except \$0 \$0 \$46	for one-time avoid \$0 \$0 \$0 \$912	ded costs) \$0 \$0 \$957
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment				enterii 0.00 0.00 1.75 0.00	ng item (except \$0 \$0 \$46 \$0 \$0 \$0	for one-time avoi \$0 \$0 \$912 \$0	\$0 \$0 \$0 \$957 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2]				enterii 0.00 0.00 1.75 0.00 0.00	ng item (except \$0 \$0 \$46 \$0 \$0	for one-time avoi- \$0 \$0 \$912 \$0 \$0	\$0 \$0 \$957 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$520	1-Jun-2013	3-Mar-2015	enterii 0.00 0.00 1.75 0.00 0.00 0.00 0.00	s0 \$0 \$46 \$0 \$0 \$0	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$957 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$520 The avoide	1-Jun-2013	3-Mar-2015	enterii 0.00 0.00 1.75 0.00 0.00 0.00	s0 \$0 \$46 \$0 \$0 \$0 \$0	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$957 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	\$520 The avoide	1-Jun-2013 d costs include the	3-Mar-2015 e estimated amast once per we	enterii 0.00 0.00 1.75 0.00 0.00 0.00 0.00 0.00 ount to	s0 \$0 \$46 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	for one-time avoidable solution solutio	s0 \$0 \$957 \$0 \$0 \$0 \$0 \$0 at residual at om the initial
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$520 The avoide	1-Jun-2013 d costs include the	3-Mar-2015 e estimated amast once per we	enterii 0.00 0.00 1.75 0.00 0.00 0.00 0.00 0.00 ount to	s0 \$0 \$46 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	s0 \$0 \$957 \$0 \$0 \$0 \$0 \$0 at residual at om the initial
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$520 The avoide	1-Jun-2013 d costs include the	3-Mar-2015 e estimated amast once per we	enterii 0.00 0.00 1.75 0.00 0.00 0.00 0.00 ount to	s0 \$0 \$46 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	for one-time avoidable solution solutio	s0 \$0 \$957 \$0 \$0 \$0 \$0 \$0 at residual at om the initial
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	\$520 The avoide	1-Jun-2013 d costs include the	3-Mar-2015 e estimated amast once per we	enterii 0.00 0.00 1.75 0.00 0.00 0.00 0.00 ount to	s0 \$0 \$46 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	for one-time avoidable solution solutio	s0 \$0 \$957 \$0 \$0 \$0 \$0 \$0 at residual at om the initial

	Date 3-Mar-2015	PCW
	dent S.S.G. FUEL SERVICE, INC. dba King Shell No. 50185	Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Reference		TEW REVISION MATER 20, 2024
	ute] Public Water Supply	
	ator Epifanio Villarreal	
Violation Nu		 1
Rule Ci	30 Tex. Admin. Code § 290.121(a) and (b)	
Violation Descri	ption Failed to develop and maintain an up-to-date chemical and microbiologica monitoring plan that identifies all sampling locations, describes the samplin frequency, and specifies the analytical procedures and laboratories that the pwater system will use to comply with the monitoring requirements. Specifically monitoring plan did not have updated personnel and contact information.	ublic , the
	Base Pe	nalty \$1,000
>> Environmental. Pi	operty and Human Health Matrix	
	Harm	
	lease Major Moderate Minor Actual	
	tential Percent 0.0%	
>>Programmatic Mal	****	
Falsific		
	Percent 1.0%	
Program		 1
Matrix	At least 70% of the rule requirement was met.	
Notes		
	Adjustment	\$990
	Multastilicité	\$990]
		\$10
Violation Events		
Numb	per of Violation Events 1 71 Number of violation days	: `
	daily	
	weekly	
mark on		nalty \$10
with a	semiannual construction	, 410
	annual	
	single event	
	One single event is recommended.	
<u>Limina</u>		
Good Faith Efforts to		iction \$0
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	
	Ordinary	
	N/A x (mark with x)	
	The Respondent does not meet the good faith criteria for	
	Notes this violation.	
	Violation Sub	ototal \$10
Economic Benefit (EB) for this violation Statutory Limit Te	st
ES	timated EB Amount \$5 Violation Final Penalty	
	This violation Final Assessed Penalty (adjusted for li	mits) \$50

	E	conomic	Benefit	Wo	rksheet		
Respondent	S.S.G. FUEL S	ERVICE, INC. dba	King Shell				
Case ID No.		•	5				
Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.	:	-FF.7				Percent Interest	Depreciation
• iolation ito:	O					5.0	15
	Item Cost	Date Required	Final Date	Vrc	Interest Saveri	Onetime Costs	EB Amount
Item Description						Oncome some	
eveni e e sei innen	no contings of p						
Delayed Costs							
Equipment		The street		0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)	\$50	9-Oct-2013	1-Nov-2015	2.06	\$0 \$5	n/a n/a	\$0 \$5
Notes for DELAYED costs			ed from the date	the vi		al and microbiologic illy documented to t	
Avoided Costs	ANNUAL	IZE [1] avoided	costs before	enteri	na item (except	for one-time avoi	led costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)		<u> </u>	<u> </u>	0.00	l \$0	<u> \$0 </u>	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$50			TOTAL		\$5

Screening Dat		PCW
Kesponder Case ID No	t S.S.G. FUEL SERVICE, INC. dba King Shell	Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Reference No		PCW Revision March 26, 2014
	Public Water Supply	***************************************
Enf. Coordinate		
Violation Number		
Rule Cite(30 Tex. Admin. Code § 290.41(c)(3)(A)	
	Failed to submit well completion data to the Executive Director for review a	nd
Violation Description	approval prior to placing a public drinking water well into service.	
	네바그로 하는 것으로 맞는데 말했다. 너 이번에 바로 나는 그들만 하는	
	Base Pe	nalty \$1,000
>> Environmental, Prop	erty and Human Health Matrix	*
Releas	Harm se Major Moderate Minor	
OR Actu		
Potent		
		a money
>>Programmatic Matrix		
Falsificatio		
	X Percent 5.0%	
		
Matrix	100% of the rule requirement was not met.	
Notes		
<u> </u>		
	Adjustment	\$950
		450
		\$50
Violation Events		
Number o	f Violation Events 1 Number of violation days	2000
	daily	
	weekly	
	monthly	
mark only on with an x	quarterly Violation Base Pe	nalty \$50
men un x	semiannual	
	annual	
	single event. X	
[Fifther Fig. 1]		
	One single event is recommended.	
Good Faith Efforts to Co		iction \$0
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	
	Ordinary N/A x (mark with x)	
	(max wat x)	
	Notes The Respondent does not meet the good faith criteria for	
	this violation.	
	Commence of the commence of th	·
	Violation Sub	total \$50
	ne fair vialation	rrib
Economic Benefit (EB) f	or this violation Statutory Limit Te	SL
Estim	ated EB Amount \$955 Violation Final Penalty	Total \$139
	This violation Final Assessed Penalty (adjusted for li	mits) \$139

Respondent Case ID No.	S.S.G. FUEL S	CONOMIC I ERVICE, INC. dba		Wo	rksheet		
Reg. Ent. Reference No. Media Violation No.	Public Water S					Percent Interest	Years of Depreciation
						5.0	15
Item Description		Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Delayed Costs		1		n	r	\$0	\$0
Equipment		<u> </u>		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Buildings		 	1 11 2016	0.00			\$955
Other (as needed)	\$5,000	9-Oct-2013	1-Jul-2016	2.73	\$45	\$910 \$0	\$933 \$0
Engineering/Construction		 	**********	0.00	\$0		<u>\$0</u> \$0
Land		ļ		0.00	<u>\$0</u>	n/a	\$0 \$0
Record Keeping System		<u> </u>		0.00	\$0	n/a	\$0 \$0
Training/Sampling		ļ		0.00	\$0	n/a n/a	\$0 \$0
Remediation/Disposal		<u> </u>		0.00	\$0		
Permit Costs Other (as needed)		<u> </u>	nież warzie karakteria przy	0.00	\$0 \$0	n/a n/a	<u>\$0</u> \$0
Notes for DELAYED costs	Executive Dire	ector, and obtain a doc	pproval for We tumented to the	ll No. 1 e estim	, calculated from lated date of comp	litation in the contract of th	n was originally
Avoided Costs	ANNUAL	IZE [1] avoided	costs before			for one-time avoid	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
spection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	<u> \$0</u>	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$5,000			TOTAL		\$955

To request a more accessible version of this report, please contact the TCEO Help Desk at (512) 239-4357.



EQ Compliance History Report

PUBLISHED Compliance History Report for CN603395955, RN101268472, Rating Year 2014 which includes Compliance History (CH) components from September 1, 2009, through August 31, 2014.

Customer, Respondent, CN603395955, S.S.G. FUEL SERVICE, INC. Classification: SATISFACTORY **Rating:** 17.81

or Owner/Operator:

Regulated Entity: Classification: UNCLASSIFIED Rating: ----RN101268472, King Shell

Complexity Points: Repeat Violator: NO

CH Group: 01 - Gas Stations with convenience Stores and other Gas Stations

Location: 11907 E SAM HOUSTON PKWY N, NEAR HOUSTON, HARRIS COUNTY, TEXAS

TCEO Region: **REGION 12 - HOUSTON**

ID Number(s):

PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 1013196 **PETROLEUM STORAGE TANK REGISTRATION REGISTRATION 73781**

Compliance History Period: September 01, 2009 to August 31, 2014 Rating Year: 2014 **Rating Date:** 09/01/2014

Date Compliance History Report Prepared: March 03, 2015

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: March 03, 2010 to March 03, 2015

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: EPI VILLARREAL Phone: (361) 825-3425

Site and Owner/Operator History:

1) Has the site been in existence and/or operation for the full five year compliance period? YES

2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO

3) If **YES** for #2, who is the current owner/operator? N/A

4) If YES for #2, who was/were the prior N/A

owner(s)/operator(s)?

5) If **YES**, when did the change(s) in owner or operator N/A

occur?

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

Effective Date: 03/19/2011 ADMINORDER 2010-1466-PST-E (1660 Order-Agreed Order With Denial) 1

Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.3475(c)(2)

30 TAC Chapter 334, SubChapter C 334.51(a)(6)

Description: Failed to ensure that all spill and overfill prevention equipment is properly operated and maintained.

Specifically, the lid on the diesel spill bucket was missing.

Classification: Minor

30 TAC Chapter 115, SubChapter C 115.246(4)

30 TAC Chapter 115, SubChapter C 115.246(6)

5C THSC Chapter 382 382.085(b)

Description: Failed to maintain Stage II records at the Station and make them immediately available for inspection upon request by agency personnel. Specifically, current Stage II inspection logs and employee training records were not

available for review. Classification: Major

Citation: 30 TAC Chapter 115, SubChapter C 115.245(2)

5C THSC Chapter 382 382.085(b)

Description: Failed to verify proper operation of the Stage II equipment at least once every 12 months and upon major replacement or modification. Specifically, Stage II annual testing was not conducted.

2 Effective Date: 05/12/2012 ADMINORDER 2011-1026-PST-E (1660 Order-Agreed Order With Denial)

Classification: Major

2D TWC Chapter 26, SubChapter A 26.3475(c)(1)

30 TAC Chapter 334, SubChapter C 334.50(b)(1)(A)

Description: Failed to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days

between each monitoring).

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

D. The approval dates of investigations (CCEDS Inv. Track. No.):

E. Written notices of violations (NOV) (CCEDS Inv. Track. No.):

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

1 Date:

06/25/2014 (1171252)

CN603395955

Moderate

Moderate

Moderate

Minor

Moderate

Moderate

Self Report?

NO

Classification:

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(A)

Description:

Failure to submit the well completion data on Well Number 1 for our review and

approval before placing the well into service. Classification:

Self Report? NO

30 TAC Chapter 290, SubChapter D 290.42(I)

Citation: Description:

Failure to compile and maintain a current and thorough plant operations manual

for operator review and reference.

Self Report?

Classification: 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)

Citation: Description:

Failure to compile regularly each month copies of Monthly Reports of Water Works

Operation.

Self Report?

Classification:

Citation:

30 TAC Chapter 290, SubChapter D 290.46(m)

Description:

Failure to properly maintain the regulated entity by not keeping the pressure tank

room free of debris.

Self Report? Citation:

NO

Classification: 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(D)(ii)

30 TAC Chapter 290, SubChapter D 290.46(m)(1)(B)

Description:

Failure to conduct an inspection of the pressure tank annually.

Self Report?

Classification:

Citation:

Moderate

Description: NO

30 TAC Chapter 290, SubChapter D 290.46(s)(1)

Self Report?

Failure to calibrate the well meter at least once every three years. Classification:

Citation:

30 TAC Chapter 290, SubChapter F 290.110(d)(1)(C)

Description:

Failure to possess a chlorine test kit which uses the DPD method to determine the

free chlorine residual at various locations to ensure the proper chlorine residual is

being maintained throughout the distribution system.

Self Report?

Classification: 30 TAC Chapter 290, SubChapter F 290.110(c)(4)(A)

Citation: Description:

Failure to perform at least once every seven days chlorine residual tests on water

collected from various locations within the distribution system.

Self Report?

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290,121(a)

Description:

Failure to develop and maintain an up to date system monitoring plan.

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

14/ /-

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

Component Appendices

Appendix A

All NOVs Issued During Component Period 3/3/2010 and 3/3/2015 12/14/2011 (943014)CN603395955 Classification: Moderate For Informational Purposes Only Self Report? NO 30 TAC Chapter 290, SubChapter D 290.41(c)(3)(A) Citation: Failure to submit well completion data on the well for our review and approval. Description: 2* Date: 12/13/2013 (1122109)CN603395955 Classification: Moderate For Informational Purposes Only NO Self Report? 30 TAC Chapter 290, SubChapter D 290.41(c)(3)(A) Citation: Failure to submit the well completion data on Well Number 1 for our review and Description: approval before placing the well into service. Classification: For Informational Purposes Only Self Report? NO 30 TAC Chapter 290, SubChapter D 290.42(I) Citation: Failure to compile and maintain a current and thorough plant operations manual Description: for operator review and reference. Classification: Moderate For Informational Purposes Only Self Report? 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A) Citation: Description: Failure to compile regularly each month copies of Monthly Reports of Water Works Operation. Classification: Minor For Informational Purposes Only NO Self Report? 30 TAC Chapter 290, SubChapter D 290.46(m) Citation: Failure to properly maintain the regulated entity by not keeping the pressure tank Description: room free of debris. Classification: Moderate For Informational Purposes Only Self Report? 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(D)(ii) Citation: 30 TAC Chapter 290, SubChapter D 290.46(m)(1)(B) Description: Failure to conduct an inspection of the pressure tank annually. Classification: Moderate For Informational Purposes Only Self Report? NO Citation: 30 TAC Chapter 290, SubChapter D 290.46(s)(1) Failure to calibrate the well meter at least once every three years. Description: Classification: Moderate For Informational Purposes Only Self Report? Citation: 30 TAC Chapter 290, SubChapter F 290.110(b)(4) Description: Failure to maintain the residual disinfectant concentration in the far reaches of the distribution system at a minimum of 0.2 mg/L free chlorine. Classification: Moderate For Informational Purposes Only NO Self Report? 30 TAC Chapter 290, SubChapter F 290.110(d)(1)(C) Citation: Failure to possess a chlorine test kit which uses the DPD method to determine the Description: free chlorine residual at various locations to ensure the proper chlorine residual is being maintained throughout the distribution system. Moderate

Classification:

For Informational Purposes Only Self Report?

Citation: 30 TAC Chapter 290, SubChapter F 290.110(c)(4)(A)

Description: Failure to perform at least once every seven days chlorine residual tests on water

collected from various locations within the distribution system.

Classification: Moderate

For Informational Purposes Only Self Report? NO

30 TAC Chapter 290, SubChapter F 290.121(a) Citation:

Failure to develop and maintain an up to date system monitoring plan. Description:

3* Date:

06/25/2014

(1171252)

CN603395955

Moderate

Self Report?

NO

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(A)

Description:

Failure to submit the well completion data on Well Number 1 for our review and

approval before placing the well into service.

Classification: Moderate

Self Report?

NO

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter D 290.42(I)

Description:

Failure to compile and maintain a current and thorough plant operations manual

for operator review and reference.

Classification:

Classification:

Moderate

Self Report?

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)

Description:

Failure to compile regularly each month copies of Monthly Reports of Water Works

Operation.

Classification:

Minor

Self Report?

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter D 290.46(m)

Description:

Failure to properly maintain the regulated entity by not keeping the pressure tank

room free of debris.

Classification:

Moderate

Self Report?

NO

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(D)(ii) 30 TAC Chapter 290, SubChapter D 290.46(m)(1)(B)

Description:

Failure to conduct an inspection of the pressure tank annually.

Classification: Moderate

NO Self Report?

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter D 290.46(s)(1)

Description:

Failure to calibrate the well meter at least once every three years. Moderate

Classification:

Self Report?

NO

For Informational Purposes Only 30 TAC Chapter 290, SubChapter F 290.110(d)(1)(C)

Citation: Description:

Failure to possess a chlorine test kit which uses the DPD method to determine the free chlorine residual at various locations to ensure the proper chlorine residual is

being maintained throughout the distribution system.

Classification:

Moderate

Self Report?

For Informational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter F 290.110(c)(4)(A)

Description:

Failure to perform at least once every seven days chlorine residual tests on water

collected from various locations within the distribution system.

Moderate Classification:

Self Report?

For Intormational Purposes Only

Citation:

30 TAC Chapter 290, SubChapter F 290.121(a)

Description:

Failure to develop and maintain an up to date system monitoring plan.

Appendix B

All Investigations Conducted During Component Period March 03, 2010 and March 03, 2015

(848761)

August 27, 2010** Item 1

For Informational Purposes Only

Item 2 June 09, 2011** For Informational Purposes Only

(943014)

Item 3

December 15, 2011** For Informational Purposes Only

(1122109)

Item 4

December 13, 2013** For Informational Purposes Only

^{*} NOVs applicable for the Compliance History rating period 9/1/2009 to 8/31/2014

(1171252)

June 24, 2014** Item 5

For Informational Purposes Only

Item 6

February 23, 2015

(1216325) For Informational Purposes Only

^{*} No violations documented during this investigation

^{**}Investigation applicable for the Compliance History Rating period between 09/01/2009 and 08/31/2014.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	
S.S.G. FUEL SERVICE, INC. DBA	§	TEXAS COMMISSION ON
KING SHELL	§	
RN101268472	§	ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2015-0345-PWS-E

At its ______ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding S.S.G. FUEL SERVICE, INC. dba King Shell ("Respondent") under the authority of Tex. Health & Safety Code ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this agreement to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. The Respondent owns and operates a gas station with a public water supply at 11907 East Sam Houston Parkway North near Houston, Harris County, Texas (the "Facility") that has one service connections and serves at least 25 people per day for at least 60 days per year.

- 2. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that the plant operations manual was incomplete and needed to be updated.
- 3. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that that there were no monthly operating records for the following records: the amount of chemicals used each week, amount of water treated each week, dates that storage tanks and other facilities were cleaned, and dates that maintenance activities were performed on equipment or facilities.
- 4. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that there was trash and other debris in the room housing the hypochlorination solution container and pressure tank, located in the back (west side) of the store building.
- 5. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that the Respondent did not conduct an annual inspection of the Facility's pressure tank.
- 6. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that the Respondent did not calibrate the Facility's well meter once every three years.
- 7. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that the Respondent did not have a proper N,N-diethyl-p-phenylenediamine method test kit for obtaining the weekly residual.
- 8. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that the disinfectant residual logs did not extend past May 2013.
- 9. During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented the monitoring plan did not have updated personnel and contact information.
- During an investigation conducted October 9, 2013 through October 11, 2013 and a record review conducted on December 22, 2014, TCEQ staff documented that the Respondent did not submit well completion data to the Executive Director for review and approval prior to placing a public drinking water well into service.
- 11. The Respondent received notice of the violations on February 26, 2015.

II. CONCLUSIONS OF LAW

- 1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341 and the rules of the Commission.
- 2. As evidenced by Findings of Fact No. 2, the Respondent failed to provide a thorough and up-to-date plant operations manual for operator review and reference, in violation of 30 Tex. Admin. Code § 290.42(1).
- 3. As evidenced by Findings of Fact No. 3, the Respondent failed to provide Facility records to Commission personnel at the time of the investigation, in violation of 30 TEX. ADMIN. CODE § 290.46(f)(2), (f)(3)(A)(i)(III), (f)(3)(A)(ii)(III), (f)(3)(A)(v), and (f)(3)(A)(vi).
- 4. As evidenced by Findings of Fact No. 4, the Respondent failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the Facility and its equipment, in violation of 30 Tex. ADMIN. CODE § 290.46(m).
- 5. As evidenced by Findings of Fact No. 5, the Respondent failed to conduct an annual inspection of the Facility's pressure tank, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(1)(B).
- 6. As evidenced by Findings of Fact No. 6, the Respondent failed to calibrate the Facility's well meter once every three years, in violation of 30 Tex. Admin. Code § 290.46(s)(1).
- 7. As evidenced by Findings of Fact No. 7, the Respondent failed to measure the free chlorine residual to a minimum accuracy of plus or minus 0.1 milligrams per liter ("mg/L") using methods approved by the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.110(d)(1).
- 8. As evidenced by Findings of Fact No. 8, the Respondent failed to monitor the disinfectant residual at representative locations throughout the distribution system at least once every seven days, in violation of 30 Tex. ADMIN. CODE § 290.110(c)(4)(A).
- 9. As evidenced by Findings of Fact No. 9, the Respondent failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements, in violation of 30 Tex. Admin. Code § 290.121(a) and (b).
- As evidenced by Findings of Fact No. 10, the Respondent failed to submit well completion data to the Executive Director for review and approval prior to placing a public drinking water well into service, in violation of 30 Tex. ADMIN. CODE § 290.41(c)(3)(A).

- 11. Pursuant to Tex. Health & Safety Code § 341.049, the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- An administrative penalty in the amount of Two Thousand Two Hundred Fifty-Six 12. Dollars (\$2,256) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in TEX. HEALTH & SAFETY CODE § 341.049(b). The Respondent has paid One Hundred Fifty-Six Dollars (\$156) of the administrative penalty. The remaining amount of Two Thousand One Hundred Dollars (\$2,100) of the administrative penalty shall be payable in 21 monthly payments of One Hundred Dollars (\$100) each. The next monthly payment shall be paid within 30 days after the effective date of this Agreed Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until paid in full. If the Respondent fails to timely and satisfactorily comply with the payment requirements of this Agreed Order, the Executive Director may, at the Executive Director's option, accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, the failure of the Respondent to meet the payment schedule of this Agreed Order constitutes the failure by the Respondent to timely and satisfactorily comply with all the terms of this Agreed Order.

III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

The Respondent is assessed an administrative penalty in the amount of Two Thousand Two Hundred Fifty-Six Dollars (\$2,256) as set forth in Section II, Paragraph 12 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: S.S.G. FUEL SERVICE, INC. dba King Shell, Docket No. 2015-0345-PWS-E" to:

Financial Administration Division, Revenue Operations Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

2. The Respondent shall undertake the following technical requirements:

- a. Within 10 days after the effective date of this Agreed Order, begin monitoring the disinfectant residual at representative locations in the distribution system at least once every seven days, in accordance with 30 Tex. ADMIN. CODE § 290.110.
- b. Within 30 days after the effective date of this Agreed Order:
 - i. Begin maintaining completed monthly water works operation records and maintenance records, including but not limited to: the amount of chemicals used each week, the amount of water treated each week, dates that storage tanks and other facilities were cleaned, and maintenance records for water system equipment and facilities, in accordance with 30 Tex. Admin. Code § 290.46;
 - ii. Initiate good maintenance and housekeeping practices by removing the trash and debris from the room housing the hypochlorination solution container and pressure tank, in accordance with 30 Tex. ADMIN. CODE § 290.46;
 - iii. Conduct an annual inspection of the Facility's pressure tank, in accordance with 30 TEX. ADMIN. CODE § 290.46;
 - iv. Calibrate the well meter, in accordance with 30 TEX. ADMIN. CODE § 290.46; and
 - v. Begin maintaining an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that will be used to comply with the monitoring requirements, in accordance with 30 Tex. Admin. Code § 290.121.
- c. Within 45 days after the effective date of this Agreed Order, submit written certification as described in Ordering Provision No. 2.i. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.a. through 2.b.v.
- d. Within 60 days after the effective date of this Agreed Order:
 - i. Begin maintaining an up-to-date and thorough plant operations manual for operator review and reference, in accordance with 30 Tex. ADMIN. CODE § 290.42; and
 - ii. Begin using a chlorine residual test kit that measures the free chlorine level in the water system to a minimum accuracy of 0.1 mg/L using

methods approved by the Executive Director, in accordance with 30 TEX. ADMIN. CODE § 290.110;

- e. Within 75 days after the effective date of this Agreed Order, submit written certification as described in Ordering Provision No. 2.i. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.d.i. and 2.d.ii.
- f. Within 180 days after the effective date of this Agreed Order, submit well completion data for review and approval, in accordance with 30 Tex. ADMIN. CODE § 290.41. The well completion data shall be submitted to:

Utilities Technical Review Team Water Supply Division, MC 159 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning well completion data within 15 days after the date of such requests, or by any other deadline specified in writing.

- g. Within 195 days after the effective date of this Agreed Order, submit written certification as described in Ordering Provision No. 2.i. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.f.
- h. Within 270 days after the effective date of this Agreed Order, obtain approval of the well completion data, in accordance with 30 TEX. ADMIN. CODE § 290.41.
- i. Within 285 days after the effective date of this Agreed Order, submit written certification as described below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.h. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team Enforcement Division, MC 149A Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

with a copy to:

Water Section Manager Houston Regional Office Texas Commission on Environmental Quality 5425 Polk Street, Suite H Houston, Texas 77023-1452

- 3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 5. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 6. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 7. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 8. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission,

including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under Tex. Bus. Org. Code § 1.002.

9. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 Tex. Admin. Code § 70.10(b) and Tex. Gov't Code § 2001.142.

S.S.G. FUEL SERVICE, INC. dba King Shell

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	
For the Executive Director	1017115 Date
I, the undersigned, have read and understand the FUEL SERVICE, INC. dba King Shell. I am authobehalf of S.S.G. FUEL SERVICE, INC. dba King Sconditions. I further acknowledge that the TCEC is materially relying on such representation.	norized to agree to the attached Agreed Order or Shell, and do agree to the specified terms and
I understand that by entering into this Agreed Of Shell waives certain procedural rights, including violations addressed by this Agreed Order, notice evidentiary hearing, and the right to appeal. I agan evidentiary hearing. This Agreed Order const Commission of the violations set forth in this Agreed Order.	g, but not limited to, the right to formal notice of the of an evidentiary hearing, the right to an gree to the terms of the Agreed Order in lieu of titutes full and final adjudication by the
additional penalties, and/or attorney feesIncreased penalties in any future enforce	may result in: ons submitted; eral's Office for contempt, injunctive relief, s, or to a collection agency; ement actions; eal's Office of any future enforcement actions; by law.
Ambudoup Gov Name (Printed or typed) Authorized Representative of	Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Section III, Paragraph 1 of this Agreed Order.